(3)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT

BILASPUR

M.C.C.No. 187 /2006 **Single Bench**

(Arising out of Order dated 21.07.2005 passed in M.A.No.325/1994 by the Hon'ble Justice Shri V.K. Shrivastava-J)

APPLICANT : Sailesh Kumar alias Bablu S/o W.J. Ram Aged about 44 years, R/o Qtr.No.9-A, Street No.41, Sector-7, Bhilai, District -Durg (CG).

Versus

RESPONDENTS :

1) Mohd. Ishaq, S/o late Kareem Bakhsha, Aged about 59 years, R/o Main Road Torwa, Bilaspur, District Bilaspur (CG).

2) K.J. Joseph, Aged about 58 years, R/o Dr. Soni's House, Akaltara, District-Janjgir-Champa (CG)

P.R. No. 1128/06
Presented by Shri Kumar Ses
dated 19/4/06

APPLICATION FOR RESTORATION OF MISC. APPEAL FILED U/S 173 OF MOTOR VEHICLE ACT

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक M.C.C. No. 187 सन् 2006

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	21/07/2006 Shri P. Diwakar, Senior Advocate with Shri P.R. Patankar, counsel for applicant. None for respondents. Respondent No. 2 is reported to be dead. This Court vide order dated 16.4.1996 rejected the appeal against respondent No. 2 K.J. Joseph, therefore, K.J. Joseph thereafter remains no more party in the subsequent proceedings. Applicant is directed to delete his name. Heard on M.C.P. No. 652/2006 i.e. an application for condonation of delay. Taking into consideration the grounds mentioned in the application duly supported with affidavit and not controverted by other parties, I am satisfied with the fact that applicant had sufficient cause for not preferring the application for restoration of Misc. appeal No. 325/1994 within the prescribed period, therefore, M.C.P. No. 652/2006 is allowed and delay is condoned. Learned counsel for applicant submits and prays that on 21.7.2005, no one appears for the respondents, therefore, his pplication for restoration of the appeal may kindly be heard without ssuance of notice to respondents.	

(पीछे देखिये)

M.C.C. 187/06

SB

(10)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

M.C.C. No. 187
मामला क्रमांक ..... सन् 2006

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Considered. Heard. Taking into consideration the grounds mentioned in the application duly supported with affidavit, I am satisfied with the fact that when the appeal was called out for hearing, appellant was prevented by sufficient cause from appearing, therefore, M.C.C. No. 187/2006 is allowed. Misc. Appeal No. 325/94 is restored back to its original number. Sd/- V.K.Shrivastava Judge	

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